

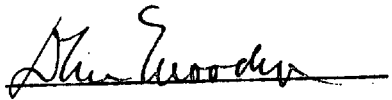
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April 4, 1927.

I hereby veto Senate Bill Number 285, being "An Act to amend Article 1025 of the Code of Criminal Procedure of Texas, of 1925, fixing the fees of county and district attorneys in certain counties; and declaring an emergency."

This bill attempts to amend Article 1025, Code of Criminal Procedure, 1925, so as to provide that for each trial of a felony case, other than felonious homicide, the county attorney shall be paid the sum of twenty-four (\$24.00) dollars; that for the trial of felonious homicide cases he shall be paid the sum of forty (\$40.00) dollars. The present statute provides that he shall receive such fees for convictions. The amendment would entitle him to fees in cases where verdicts of not guilty were returned, and also in cases reversed by the Court of Criminal Appeals. I do not believe that this change is justified. The present statute furnishes an incentive to prosecuting officers to be careful in the trial of a case, and to assist so far as possible, in preventing the doing of that which constitutes reversible error. It also encourages the county attorney to follow the cases on appeal. If this bill should become a law it would invite certain questionable practices in the trial of certain classes of cases. It would not add anything to the enforcement of the law.

For these reasons I veto this bill.



Governor of the State of Texas.